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Attorneys for Defendant Albertsons Companies, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Christine Whalen, et al.,

Plaintiffs,

v.

Kroger Co., Albertsons Companies, Inc., and
Cerberus Capital Management, L.P.,

Defendants.

Case No. 3:23-CV-00459-VC

**SUPPLEMENTAL DECLARATION OF
EDWARD D. HASSI IN SUPPORT OF
DEFENDANT ALBERTSONS
COMPANIES, INC.'S MOTION TO
DISMISS**

Date: July 27, 2023
Time: 10:00 a.m.
Place: Courtroom 4 - 17th Floor
Judge: Hon. Vince Chhabria

Case No. 3:23-CV-459-VC

I, Edward D. Hassi, declare as follows:

1. I am an attorney duly licensed to practice law in the District of Columbia and am admitted to practice *pro hac vice* in the District Court for the Northern District of California for purposes of the above-captioned matter.
2. I represent Albertsons Companies, Inc. (“Albertsons”) in the above-captioned matter.
3. I submit this Supplemental Declaration in support of Albertsons’ Motion to Dismiss.
4. Attached hereto as **Exhibit S** is a true and correct copy of Albertsons’ Form 10-K for Fiscal Year 2022, filed with the Securities and Exchange Commission (“SEC”) on April 25, 2023.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: May 25, 2023

By: /s/ Edward D. Hassi

Edward D. Hassi (*pro hac vice*)

CERTIFICATE OF SERVICE

The undersigned certifies that on May 25, 2023, the foregoing document and attachments thereto were filed with the Clerk of the U.S. District Court for the Northern District of California, using the court's electronic filing system (ECF), in compliance with Civil L.R. 5-1. The ECF system serves a "Notice of Electronic Filing" to all parties and counsel who have appeared in this action, who have consented under Civil L.R. 5-1 to accept that Notice as service of this document.

Dated: May 25, 2023

/s/ Edward D. Hassi
Edward D. Hassi (*pro hac vice*)